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May 6, 2019

**Via ECFS**

Marlene J. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary  
445 12th Street SW  
Washington, DC 20554

**Re: PPL Electric Utilities Corporation's Objections to Complainant's  
Revised First Set of Interrogatories (Proceeding Number 19-29; Bureau  
ID Number EB-19-MD-001)**

Ms. Dortch:

Please find attached defendant PPL Electric Utilities Corporation's Objections to Complainant MAW Communications, Inc.'s Revised First Set of Interrogatories in Proceeding Number 19-29; Bureau ID Number EB-19-MD-001.

Sincerely,



Timothy A. Doughty  
Attorney for PPL Electric Utilities Corporation

Enclosures

cc: Lisa Saks, Enforcement Bureau  
Adam Suppes, Enforcement Bureau

Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, D.C. 20554

_____	)	
	)	
<b>MAW Communications, Inc.,</b>	)	
<i>Complainant,</i>	)	
	)	<b>Proceeding Number 19-29</b>
<b>v.</b>	)	<b>Bureau ID Number EB-19-MD-001</b>
	)	
<b>PPL Electric Utilities Corporation,</b>	)	
<i>Defendant</i>	)	
_____	)	

**PPL ELECTRIC UTILITIES CORPORATION’S OBJECTIONS  
TO COMPLAINANT’S REVISED FIRST SET OF INTERROGATORIES**

Defendant PPL Electric Utilities Corporation (“PPL”), pursuant to Section 1.730 of the Commission’s Rules, 47 C.F.R. §1.730, submits the following objections to the Revised First Set of Interrogatories of Complainant MAW Communications, Inc. (“MAW”) to PPL.

**GENERAL OBJECTIONS**

Because MAW’s Interrogatories specify that all of the information requested pertains to the denial of access claimed by MAW in its Complaint, PPL objects to the Interrogatories to the extent they do not pertain to that claim.

Because MAW’s Interrogatories specify that MAW is not seeking information that is available from any source other than PPL, PPL objects to the Interrogatories to the extent they seek information that is available from a source other than PPL.

PPL objects to the definition of “Document” as being overly broad and unduly burdensome. For instance, the definition would require the production of all copies of a document even if the copies were not different in any way, and copies of drafts.

PPL objects to the definition of “Relating to” as being overly broad and unduly burdensome. For instance, the definition includes “concerning” which could be construed broadly to mean almost anything.

PPL objects to the definition of “identify” to the extent it requires a response to Interrogatory No. 1 that goes beyond identifying documents “by witness and date and include a brief description of the contents of each identified document,” as specified in Interrogatory No. 1.

PPL objects to the extent these Interrogatories seek information that is privileged or subject to the attorney work product doctrine. PPL further objects to Instruction 3 as overly broad and unduly burdensome, and only appropriate to a request for production of documents.

## **INTERROGATORIES**

### **INTERROGATORY NO. 1:**

Identify any and all documents in your possession created on or after June 1, 2015, relating to MAW lines or equipment that can be searched electronically and refer to NESC Rule 214, by witness and date and include a brief description of the contents of each identified document.

**OBJECTION:** PPL relies on its general objections set out above. In addition, PPL objects to the extent “identify” requires a response that goes beyond identifying documents “by witness and date and include a brief description of the contents of each identified document,” as specified in Interrogatory No. 1.

### **INTERROGATORY NO. 2:**

Describe in detail the information that PPL contends is missing from each of MAW’s 18 applications that PPL has marked “Incomplete.”

**OBJECTION:** PPL relies on its general objections set out above.

### **INTERROGATORY NO. 3:**

Describe PPL’s communications with the City or LCSC regarding the correction of recorded defects on City or LCSC attachments to PPL poles.

**OBJECTION:** PPL relies on its general objections set out above.

### **INTERROGATORY NO. 4:**

Not including the 428 attachments that PPL admits that LCSC transferred to MAW, identify all additional City or LCSC attachments to PPL poles (whether authorized or unauthorized) that are also listed by pole number in MAW’s 2015 survey, attached to MAW’s Reply as Attachment A, Exhibit 3.

**OBJECTION:** PPL relies on its general objections set out above. PPL also objects to this Interrogatory to the extent this information cannot be readily determined.

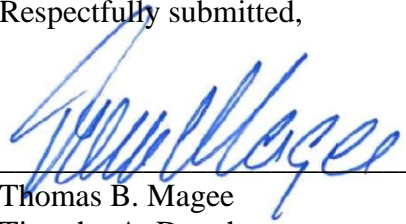
**INTERROGATORY NO. 5:**

Describe MAW offers to remediate and/or settle the case not described below:

- a. June 20, 2018 letter from MAW proposing a 2-step path to authorization for MAW's j-and-raise of the obsolete municipal network and a separate 7-step path to authorization for MAW's single mode fiber network, which MAW clarified and revised in a subsequent letter on June 26, 2018;
- b. July 11, 2018 correspondence from MAW requesting 180 days to transition the municipal network to a single-mode network;
- c. August 27, 2018 settlement offer to PPL, building on prior offers and proposing specific solution for all alleged unauthorized attachments (including payment of multiple years of back rent), and adding specific solutions for timing of municipal network conversion from multimode to single node network, and for remedying non-compliance including for separation from streetlights, mid-span clearance issues, supply space issues, and splice boxes on poles;
- d. October 2018 proposed Memorandum of Understanding between MAW and the City to address PPL concerns that certain municipal attachments were not transferred to MAW; and
- e. January 28, 2019 request by MAW for executive-level discussions in an attempt to settle its dispute.

**OBJECTION:** PPL relies on its general objections set out above.

Respectfully submitted,



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*Attorneys for PPL Electric Utilities Corporation*

May 6, 2019

## CERTIFICATE OF SERVICE

I, Timothy A. Doughty, hereby certify that on this 6<sup>th</sup> day of May 2019, a true and authorized copy of PPL Electric Utilities Corporation's Objections to Complainant's Revised First Set of Interrogatories was served on the parties listed below via electronic mail, unless noted otherwise, and was filed with the Commission via ECFS.

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(By ECFS Only)

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/s/  
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